

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2902 of 2007

Dated:01.03.2007

-

Between:

-
Kurugunta Rajani.

...Petitioner

and

The Revenue Divisional Officer and another.

...Respondents

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.2902 of 2007

-
ORDER:

-
The petitioner is a resident of Padamatipalem Village of Sangam Mandal in Nellore District. She is allegedly in possession and occupation of land admeasuring Ac.0.50 cents in Survey No.651. Seeking assignment of land, she made representations. When they were not considered, the petitioner along with two others filed W.P.No.4133 of 2005. The same was disposed of on 03.03.2005 directing the Mandal Revenue Officer to consider the representation and pass necessary orders. Thereafter, the second respondent by proceedings No.Rc.B.278/2005 dated 09.10.2006 rejected the application of the petitioner for grant of assignment. Feeling aggrieved by the same, the petitioner preferred an appeal under paragraph 15 of Board Standing Order 15 before the first respondent on 24.01.2007. Even before the respondent could initiate necessary action, alleging that there is a threat of dispossession, the present Writ Petition is filed.

After hearing the learned Counsel for the petitioner and the learned Assistant Government Pleader, this Court is convinced that this Writ Petition is filed in a great haste without allowing breathing time to the first respondent to take up the matter and dispose of the appeal under Board Standing Order 15 paragraph 15. The allegation that there is a threat of dispossession cannot be accepted. If really the respondents wanted to dispossess the petitioner, they could have done so in April 2004 when the petitioner and two others initially made applications. This Court is, therefore, not convinced that the petitioner has any cause of action to file the Writ Petition. This Court, however, observes

that the first respondent shall consider and dispose of the appeal as expeditiously as possible, preferably, within a period of six months from the date of receipt of a copy of this order.

The Writ Petition, with the above observations, is accordingly dismissed.
No costs.

(V.V.S.RAO, J)

01.03.2007

vs